

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

SAMUEL WILLIAM DONAGHE,

Plaintiff,

v.

Dr. HENRY RICHARDS *et al.*,

Defendants.

Case No. C07-5440RBL

ORDER ADOPTING
REPORT AND
RECOMMENDATION

The Court, having reviewed, the Report and Recommendation of Magistrate Judge J. Kelley Arnold, objections to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) Plaintiff's "Appeal" [Dkt. #11] of Magistrate Judge J. Kelley Arnold's Order to Amend [Dkt. #9] is **DENIED**. Plaintiff's Motion for Stay [Dkt. #13] is **DENIED**.
- (2) The Court adopts the Report and Recommendation;
- (3) The application to proceed *in forma pauperis* is **DENIED**. Plaintiff has thirty days from the date of this order to pay the full \$350.00 dollar filing fee. If the filing fee is not received in thirty days, the clerk's office is instructed to dismiss this action **WITHOUT PREJUDICE**

The Clerk is directed to send copies of this Order to plaintiff, and to the Hon. J. Kelley Arnold and note a date on Judge Arnold's calendar thirty days from today so this action can be tracked.

DATED this 19th day of October, 2007.


RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE